

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO. 4678-01
BILL NO. HB 2122
SUBJECT: Motor Vehicles; Aggressive Driving
TYPE: Original
DATE: March 30, 2000

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
General Revenue	Less than (\$100,000)	Less than (\$100,000)	Less than (\$100,000)
Total Estimated Net Effect on <u>All</u> State Funds	Less than (\$100,000)	Less than (\$100,000)	Less than (\$100,000)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None	\$0	\$0	\$0
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Local Governments	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses
This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

The **Office of Prosecution Services, Department of Transportation** and the **Office of State Courts Administrator** assumes this proposal would not fiscally impact their agency.

Officials from the **Department of Corrections (DOC)** assume any resulting incarcerations or persons assigned to probation and parole would be minimal and could be absorbed within existing resources. Oversight assumes the actual costs to DOC would be unknown, but less than \$100,000 annually.

In response to a similar proposal, the **Department of Revenue (DOR)**, Drivers License Bureau (DLB) contacted the Missouri State Highway Patrol and obtained statistical data on the number of crashes that occurred due to aggressive driving (road rage). The Patrol stated there were 764 persons killed and 49,819 persons injured in aggressive-driver involved traffic crashes in 1998. Of the 764 people killed, 52% acted as the aggressive driver. Of the 49,819 persons injured, 33% acted as the aggressive driver. This volume only involves crashes, however, the DLB believes this legislation would have minimal impact and could be implemented with existing resources.

The **State Public Defender's Office (SPD)** stated that in FY99, the SPD provided representation in 5,703 cases where the charge was driving while suspended or revoked. It is SPD's assumption that at least as many indigent persons will be charged with aggressive driving, a class A misdemeanor. Therefore, SPD requests twelve (12), Assistant Public Defenders, four (4), Paralegal Investigators and two (2) Legal Secretaries to handle the increase caseload. In response to a similar proposal, Officials from the SPD assumed that existing staff could provide representation for those 100-150 cases arising where the indigent persons were charged with aggressive driving. Therefore, **Oversight** has reduced the costs to zero.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
GENERAL REVENUE FUND			
<u>Cost - Department of Corrections</u>			
Incarceration or Supervision	Less than (\$100,000)	Less than (\$100,000)	Less than (\$100,000)

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<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This proposal prohibits motor vehicle operators from knowingly harassing or alarming another person inside a motor vehicle. Any person violating this provision will be guilty of a class A misdemeanor. If a person violates this provision and thereby causes an accident which results in serious physical injury or death, the person will be subject to a class D felony and his or her driving privileges will be revoked for one year. Driving privileges will not be reinstated until a person has attended a driving school.

The proposal specifies what constitutes harassing or alarming a person in a motor vehicle.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Revenue
Office of the State Courts Administrator
Office of Prosecution Services
State Public Defender's Office
Department of Transportation
Department of Corrections

NOT RESPONDING: Missouri Highway Patrol



Jeanne Jarrett, CPA
Director
March 30, 2000